



Intellectual Property Litigation

In a field with rapidly evolving developments, our intellectual property lawyers combine their extensive litigation and technical experience to protect the intellectual property rights and technology interests of our clients at all levels. Our innovative approach and proven track record have earned us a reputation for having the know-how to effectively place our clients in a position to achieve a successful outcome.

Our clients are innovators and among the leading global companies in the computer, software, energy, media, retail, telecommunication and financial service sectors. Recent clients include **Big Fish Games, Kioxia America, Kioxia Corporation, lululemon Athletica, Nordstrom, Toshiba America Business Solutions, Toshiba Tec Corporation and Toshiba Corp.**, among others.

Our IP litigation team focuses on the business needs of our clients. We begin each engagement with a strategic analysis and develop a strategy tailored to a company's specific needs, working closely with clients in devising comprehensive plans for every aspect of their IP protection.

Bracewell's lawyers handle intellectual property disputes in courts throughout the United States, including the key intellectual property jurisdictions of Eastern District of Texas, District of Delaware and the Northern and Central Districts of California. We litigate both offensive and defensive patent infringement matters on behalf of clients across a wide range of technologies in federal district courts, as well as before the International Trade Commission (ITC). We have also successfully represented clients before numerous state courts, the Patent Trial and Appeal Board (PTAB) and the Trademark Trial and Appeal Board (TTAB) of the United States Patent and Trademark Office (USPTO), the World Intellectual Property Organization and other international administrative bodies.

Many of our lawyers are registered patent attorneys and possess advanced technical degrees. They combine specialized knowledge with litigation skills

Areas of Focus

Litigation

to present technical details to judges, juries and arbitrators to effectuate positive results.

Key Contacts



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Experience

AEP Texas, Inc.

- in achieving an early dismissal with prejudice of patent-infringement claims brought against AEP Texas in the Southern District of Texas relating to radio network systems technology

Big Fish Games

- in patent infringement litigations in the Eastern District of Texas, Nevada and the Western District of Washington. In all three cases, we won motions to dismiss invalidating plaintiff's patents under 35 USC 101 (11 patents in total). We are currently defending two appeals before the Federal Circuit

Chemoil Corporation

- in a multi-patent infringement litigation against ProFuel, LLC in the Eastern District of Texas relating to Chemoil's patent rights to an on-site refueling system

Idera, Inc.

- in the representation of TestRail (acquired by Idera, Inc. in 2018) as the plaintiff against Testmo GmbH, a software company based in Germany, for

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theft of trade secrets relating to TestRail's confidential and proprietary web-based test case management tool

Kioxia Corp. and Kioxia America, Inc.

- against allegations of patent infringement brought by BiTMICRO LLC in the Western District of Texas involving a range of Kioxia's SSD products

Last Place in Texas, Inc. (d/b/a Taste of Texas)

- in negotiating the terms of cease-and-desist agreements with infringers across the United States, including restaurants, food festivals, grilling competitions, grocery stores, convenience stores and more

Molo Design, Ltd.

- in a successful representation before the USPTO Patent Trial and Appeal Board alleging patent infringement against Chanel Inc. involving software and software wall design and exhibition products

NXP Semiconductors N.V.

- across a range of matters in several jurisdictions, including the Western District of Texas and the Central District of California

OJO Labs Inc.

- in the successful defense in eight patent litigation matters in the Western District of Texas involving real estate related geo-tracking technology

Toshiba Corporation

- and various Toshiba entities in patent infringement litigations filed across the country, including currently pending matters California (Central District) and Utah, and Patent Trial and Appeal Board in connection with both defensive and offensive inter partes review proceedings involving a variety of technologies

Versata Software, Inc.

- in securing a favorable settlement in a patent infringement and trade secret case involving misappropriation of configuration software related trade secrets that was originally filed in the Western District of Texas (Waco) and later transferred to the Central District of California

Recognition

Our IP litigation practice consistently ranks among the best in *Chambers USA*, *Legal 500 US* and other leading legal publications.

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Chambers USA

- Texas Intellectual Property
- Washington Intellectual Property

US News – Best Lawyers Best Law Firms

- Houston Patent Litigation
- Seattle Intellectual Property Litigation